

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

P.S - Irrigation & CAD Department – Sri K.Sundara Ramaiah, Executive Engineer, Special Division, Irrigation Markapur - Departmental Proceedings under Rule 20 of the A.P.Civil Services (CC&A) Rules, 1991- Articles of charges - Issued

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IRRIGATION & CAD (SERVICES.X-2) DEPARTMENT

G.O.Rt.No.918

Dated:17.07.2008.

O R D E R:

It is proposed to hold an enquiry against Sri K.Sundara Ramaiah, Executive Engineer Special Division, Irrigation Markapur in accordance with the procedure laid down in Rule 20 of the A.P.Civil Services (CC&A) Rules,1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the inquiry is proposed to be held is set out in the enclosed statement of Articles of charges. (Annexure-I), statement of imputations of misconduct and misbehavior (Annexure-II), a list of documents by which and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure. III & IV).

3. Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur is directed to appear before the Disciplinary Authority i.e., Principal Secretary to Government, I&CAD Department, Room No.716 'J' Block, A.P. Secretariat, Hyderabad on **11.08.2008 at 4.00 PM** and submit a written statement of defence and state whether you desire to be heard in person.

4. Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur is informed that an inquiry will be held only in respect of those articles of charges which are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur is further informed that if he does not submit his Written Statement of Defence on or before the date specified in para-3 above, further action will be processed basing on the material available.

6. Attention of Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur is invited to Rule 24 of the A.P.Civil Services (Conduct) Rules, 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to take further his interest in respect of matters pertaining to his service under the Government, if any representation is received on his behalf from another person in respect of any matter, it will be dealt with in these proceedings.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.TUCKER

PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur through Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

Copy to:-

The Engineer-in-Chief (AW), Irrigation & CAD Department, Hyderabad.

//FORWARDED : : BY ORDER//

SECTION OFFICER

ANNEXURE.I

DRAFT ARTICLES OF CHARGES FRAMED AGAINST SRI K.SUNDARA RAMAIAH, EXECUTIVE ENGINEER

Sri K.Sundara Ramaiah, Executive Engineer during his incumbency in the Special Division, Irrigation Markapur has committed dereliction of duties amounting to misconduct and thus violated Rule (3) of APCS (Conduct) Rules, 1964 as mentioned in the following articles of charges:-

Articles of Charge.I:

That the said Sri K.Sundara Ramaiah while functioning as additional charge Executive Engineer in Special Division Markapur during the period 1.12.1997 to 19-3-2002, has not processed any disciplinary action against Sri Y.Srinivasaiah, Assistant Engineer, for failing to hand over complete charge, resulting in shortage of material valued at Rs.2,03,911/-. The inaction on his part has resulted in loss to the Government together with the interest thereon. Thus the said Sri K.Sundara Ramaiah has committed dereliction of duties and deserves the recovery of the interest due to the loss caused to the Government.

Articles of Charge.II:-

That the said Sri K.Sundara Ramaiah while functioning as additional charge EE in the aforesaid division during the afore said period has not issued a No Dues Certificate to Sri Y.Srinivasaiah, AE (Retd) duly indicating the recoverable amount from him for the shortages of material in his charge. This amounts to negligence and dereliction of duties.

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED : : BY ORDER//

SECTION OFFICER

ANNEXURE – II

Draft statement of imputations in support of charges framed against (i) Sri K.Sundara Ramaiah Executive Engineer and (ii) Sri M. Rama Babu, Dy. Executive Engineer

Sri Y.Srinivasaiah, Assistant Engineer Special Division irrigation Markapur retired from service on attaining the age of superannuation on 31.8.2005 A.N. He failed to submit the 7F, T&P returns etc., from 4/1990 to 8/1995 i.e., upto his retirement. The Dy. Executive Engineer and Executive Engineer concerned did not propose any action against the AE in this regard. After a gap of more than two years the AE submitted his pension papers on 29-9-1997, which were submitted to the Superintending Engineer without a No Dues Certificate and reporting of shortages valued at Rs.1,90,585/- on 31.10.1997. The S.E., submitted the pension papers to the Engineer-In-Chief (Administration Wing) on 11.12.1997 duly revising the value of shortages as Rs.2,03,911/-. The Engineer-In-Chief (Administration Wing) forwarded the pension papers to the Accountant General, Hyderabad on 24.1.1998 duly indicating the recoverable amount as Rs.2,03,911/- and requested to indicate the pensionary benefits admissible to the Assistant Engineer (Retd) and not to release pensionary benefits until transmission of last pay certificate / No Dues Certificate.

Since the shortage of material was discovered after the retirement of the AE., and per Rule 9 (2) (b) (ii) of APRP Rules, 1980, disciplinary action has to be initiated within 4 years period, the value of the same together with interest could not be recovered from the Assistant Engineer immediately. The Executive Engineer and Dy. Executive Engineer whose tenure was during this period failed to propose disciplinary action against the Assistant Engineer (Retd) resulting in a loss of Rs.2,03,911/- to the Govt along with the interest thereon. Therefore it is proposed to recover the interest on the loss caused to the Govt from Executive Engineer and Dy. Executive Engineer viz., Sri K.Sundara Ramaiah and Sri M. Rama Babu in view of the above negligence and dereliction of duties committed by them.

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNEXURE - III

- (1) E.E., Spl.Division Markapur Lr.No.651 SE dt:31.10.97
- (2) S.E., Lr.No.SE/S1/EC3/1482, CE dt:11.12.1997
- (3) EE Lr.No.EC/713 SE dt:26-11-1997
- (4) ENC Lr.No.Rc/ENC/F1/142797/97, dt:24.1.1998
- (5) E.E. Memo.No.EC/51C dt:28-9-98
- (6) Dy.EE Lr.No.473 E dt:5.9.1998
- (7) EE Lr.No.EC/8C, dt:19-2-99
- (8) Confidential from Dy.EE addressed to EE No.3 C dt:21.1.99
- (9) EE Lr.No.EC/39, CE dt:10-12-02
- (10) SE Lr.No.EC2/CF.13/ENC/77C dt:5.8.03 with report of SE
- (11) EE Lr.No.EC/129 SE dt:3.3.06
- (12) 7 F & T&P registers concerned to the AE (Retd)

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

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ANNUEXURE - IV

LIST OF WITNESSES:-

1. Sri Jalachandra Rao, the then Dy.Executive Engineer.

S.P.TUCKER
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED : : BY ORDER//

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